



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 24, 1998

**VIA FACSIMILE ((202) 237-6131) AND U.S. MAIL**

Jonathan D. Schiller, Esquire  
Boies & Schiller, L.L.P.  
5301 Wisconsin Avenue, N.W.  
Suite 570  
Washington, DC 20015

RE: MUR 4646  
Amy Robin Habie  
Wallace Walker  
Rhea Weil  
Lawrence Herman

Dear Jonathan:

We are in receipt of your office's June 22 correspondence containing (1) copies of canceled checks from the above-referenced respondents and (2) selected pages from two of respondent Habie's money market fund statements and one of respondent Walker's savings and loan statements. As I indicated in my May 28 letter, this Office would prefer to pursue its investigation through informal means (and avoid issuing subpoenas for document requests, interrogatories, and depositions), and appreciates your cooperation in that regard.

As I have indicated in our previous conversations, before it can conclude its investigation into this matter, the Office must feel confident that it is aware of *all* of the relevant facts. Naturally, the easiest and simplest way to accomplish this is for respondents to supply the financial information referred to in my May 28 letter. As this Office is investigating contributions in the name of another, we will need to review complete financial records for the (apparent) actual contributor, respondent Habie. So as to ensure there is no misunderstanding as to either the contributions at issue or the relevant time periods for the required financial information, this letter will outline both.

**I. Contributions at Issue**

The Commission has found reason to believe that the following contributions constituted violations of 2 U.S.C. § 441f (contributions in the name of another) in that respondent Habie reimbursed the putative contributors for their contributions. The contributions are listed chronologically in the order the recipient candidate committees reported receiving them.

**A. Contributions to Kennedy for Senate 2000**

May 25, 1995 - \$1,000 contribution from Rhea Weil

December 11, 1995 - \$1,000 contribution from Lawrence Herman

March 13, 1996 - \$1,000 contribution from Wallace Walker

**B. Contributions to Friends of Jane Harman**

May 23, 1996 - \$1,000 contribution from Wallace Walker

\$1,000 contribution from Rhea Weil

\$1,000 contribution from Lawrence Herman

\$1,000 contribution from Carol Lewis

**II. Financial Information to be Produced**

**A. 1996**

Please produce the following information from 1996: (1) respondent Walker's complete savings and loan statements and check registers for the first six months of the year (presently, the Office is in possession of a single page of Mr. Walker's statement for the period from 3-16-96 to 4-15-96; that single page does not include respondent Walker's deposit of respondent Habie's \$2,000 reimbursement check dated February 26, 1996) and (2) respondent Habie's complete money market fund statements and check registers for the first half of the year.

My understanding is that respondents have already conducted a thorough review of their financial records for 1996, and that, accordingly, the above-referenced financial information can be produced presently. Also, my understanding is that Habie does not possess any other personal savings, checking, money market, etc. accounts. If that is not the case, please inform me so, and include the requested information for the pertinent period.

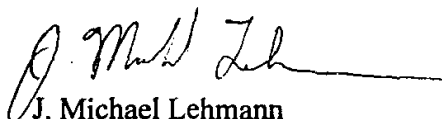
**B. 1995**

Please produce the following information from 1995: (1) a copy of respondent Herman's check (front and back) to Kennedy for Senate 2000 ("Kennedy"), a copy of his reimbursement check (front and back) from Habie, and his bank statements and check registers covering the periods three months prior to and three months following the contribution; (2) a copy of respondent Weil's check (front and back) to Kennedy, a copy of her reimbursement check from Habie, and her bank statements and check registers covering the periods three months prior to and three months following the contribution; (3) respondent Habie's complete money market fund statements and check registers for the entire year.

It has been now been seven weeks since the Commission sent respondents Factual and Legal Analyses, informing them of the bases for the Commission's findings of violations of the Federal Election Campaign Act of 1971, as amended -- including identifying the specific contributions at issue. Accordingly, we will expect to receive the above-referenced financial information from 1996 by Monday, June 29, and the above-referenced financial information from 1995 by Monday, July 6.

As always, please feel free to contact me at (202) 694-1650 if you have any questions regarding this matter.

Sincerely,



J. Michael Lehmann